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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 UNITED STATES OF AMERICA,) CASE NO. CR08-093-RSL
09 Plaintiff,)
10 v.) SUMMARY REPORT OF U.S.
11 CARLOS GARCIA-PEREZ,) MAGISTRATE JUDGE AS TO
12 Defendant.) ALLEGED VIOLATIONS
OF SUPERVISED RELEASE
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14 An initial hearing on supervised release revocation in this case was scheduled before me
15 on December 14, 2009. The United States was represented by AUSA Matthew Diggs and the
16 defendant by Lynn Hartfield. The proceedings were digitally recorded.

17 Defendant had been sentenced on or about September 19, 2008 by the Honorable Robert
18 S. Lasnik on a charge of Illegal Use of a Communication Facility, and sentenced to 18 months
19 custody, 1 year supervised release. (Dkt. 54.)

20 The conditions of supervised release included the standard conditions plus the
21 requirements that defendant submit to search, be prohibited from reentering the United States
22 without permission, provide his probation officer with access to financial information, and be

01 prohibited from possessing any identification documents in any but his true identity.

02 In an application dated July 10, 2009 (Dkt. 61), U.S. Probation Officer Kathi Jo Stringer
03 alleged the following violation of the conditions of supervised release:

04 1. Committing the crime of unlawful reentry after deportation, on or before July 7,
05 2009, at the Otay Mesa, California, Port of Entry, in violation of the general condition that he not
06 commit another federal, state or local crime.

07 Defendant was advised in full as to the charge and as to his constitutional rights.

08 Defendant admitted the alleged violation and waived any evidentiary hearing as to
09 whether it occurred. (Dkt. 62.)

10 I therefore recommend the Court find defendant violated his supervised release as alleged,
11 and that the Court conduct a hearing limited to the issue of disposition. The next hearing will be
12 set before Judge Lasnik.

13 Pending a final determination by the Court, defendant has been detained.

14 DATED this 14th day of December, 2009.

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16 Mary Alice Theiler
17 United States Magistrate Judge

18 cc: District Judge: Honorable Robert S. Lasnik
19 AUSA: Matthew Diggs
20 Defendant's attorney: Lynne Hartfield
21 Probation officer: Kathi Jo Stringer
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